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TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/628,773

Filing Date

July 28, 2003

First Named Inventor

Norbert W. Bischofberger

Art Unit

1617

Examiner Name

Shobha Kantamneni

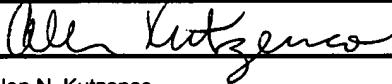
Attorney Docket Number

234.PC2

## ENCLOSURES (Check all that apply)

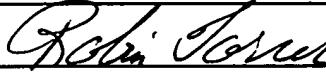
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| <input type="checkbox"/> Fee Transmittal Form  | <input type="checkbox"/> Drawing(s)                                       | <input type="checkbox"/> After Allowance Communication to TC                            |
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| <input type="checkbox"/> After Final   | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information  |
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| Remarks  |   |   |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|              |   |          |        |
|--------------|---|----------|--------|
| Firm Name    | Gilead Sciences, Inc.   |          |        |
| Signature    |  |          |        |
| Printed name | Allan N. Kutzenco   |          |        |
| Date         | November 21, 2005   | Reg. No. | 38,945 |

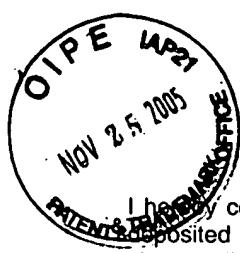
## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

|                       |   |      |                   |
|-----------------------|---|------|-------------------|
| Signature             |  |      |                   |
| Typed or printed name | Robin Torres  | Date | November 21, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Robin Torres

(Type or print name of person mailing paper)

Date: November 21, 2005

(Signature of person mailing paper)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|   |   |                             |
|---|---|-----------------------------|
| In re PATENT APPLICATION of                                     | ) | Group Art Unit: 1617        |
| Bischofberger et al.  | ) | Docket No. 234.PC2          |
| Serial No: 10/628,773   | ) | Examiner: Shobha Kantamneni |
| Filed: July 28, 2003  | ) |                             |
| Title: NOVEL COMPOUNDS AND METHODS<br>FOR SYNTHESIS AND THERAPY | ) |                             |

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**RESPONSE TO RESTRICTION REQUIREMENT**

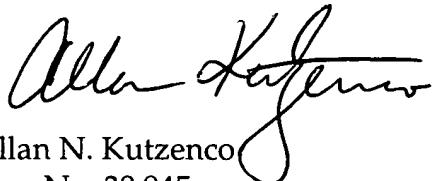
This is responsive to the Patent and Trademark Office Action mailed October 21, 2005.

Restriction was required between two inventions, that of claims 1-10 drawn to formulations (Group I), and claims 11-13 (Group II), drawn to methods of inhibiting neuraminidase.

Applicants elect the invention of Group I without traverse.

This application is now believed to be in condition for an action on the merits.

Respectfully submitted,



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Date: 11-21-05